IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS MARSHALL DIVISION

ALEXSAM, INC.,	§	
	§	
Plaintiff,	§	
	§	Case No. 2:03-cv-00337-TJW
vs.	§	
	§	
FSV PAYMENT SYSTEMS LTD.,	§	
MBC DIRECT, LLC, NEXT ESTATE	§	
COMMUNICATIONS, INC., SIMON	§	
PROPERTY GROUP, INC., TRANSCEND	§	
LLC, WILDCARD SYSTEMS, INC.,	§	
INTERACTIVE COMMUNICATIONS	§	
INTERNATIONAL, INC., ONE GLOBAL	§	
FINANCE, INC., GALILEO PROCESSING,	§	
INC., AMERICAN EXPRESS TRAVEL	§	
RELATED SERVICES COMPANY, INC.,	§	
and ITC FINANCIAL SERVICES, LLC.	§	
	§	
Defendants.	§	

DEFENDANT INTERACTIVE COMMUNICATIONS, INC.'S NOTICE OF APPEAL

Notice is hereby given that Interactive Communications International, Inc. ("InComm") appeals to the United States Court of Appeals for the Federal Circuit, pursuant to 28 U.S.C. § 1292, from the Memorandum Opinion and Order (Document No. 258) of this Honorable District Court, entered in this action on March 12, 2010, denying InComm's Motion to Enforce the Settlement Agreement and also denying InComm's Motion to Stay the Arbitration.

Respectfully submitted,

/s/ J. Rodney Gilstrap

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ATTORNEYS FOR DEFENDANT INTERACTIVE COMMUNICATIONS INTERNATIONAL, INC.

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this motion was served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(a)(3)(A). Pursuant to Fed. R. Civ. P. 5(d) and Local Rule CV-5(e), all other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by certified mail, return receipt requested, on this the 17th day of March, 2010.

/s/ J. Rodney Gilstrap

J. Rodney Gilstrap